

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

HUONG HOANG, an individual,

Plaintiff,

v.

AMAZON.COM, INC., a Delaware  
corporation, and IMDB.COM, INC., a  
Delaware corporation,

Defendants.

No. 2:11-CV-01709-MJP

**DECLARATION OF ASHLEY LOCKE  
IN SUPPORT OF DEFENDANTS'  
MOTIONS IN LIMINE**

I, Ashley Locke, hereby declare as follows:

1. I am an associate at Perkins Coie LLP. I am one of the attorneys representing defendants Amazon.com, Inc. and IMDb.com, Inc. ("Defendants") in the above-referenced matter. I make this declaration based on personal knowledge and review of records and correspondence relating to the above-referenced matter.

2. On February 28, 2013, I met with plaintiff Huong Hoang's ("Hoang") counsel Keith Scully and Derek Newman in a good-faith effort to resolve Defendants' objections voiced in their motions in limine. Hoang refused to withdraw the evidence contained in Defendants' Motions in Limine.

DECLARATION OF ASHLEY LOCKE  
(No. 2:11-CV-01709) – 1

24976-0480/LEGAL25969012.1

**Perkins Coie LLP**  
1201 Third Avenue, Suite 4900  
Seattle, WA 98101-3099  
Phone: 206.359.8000  
Fax: 206.359.9000

1           3.       Attached as Exhibit A is a true and correct copy of Plaintiff Huong Hoang's  
2  
3 ("Hoang") Rule 26(a)(1) Initial Disclosures. Plaintiff did not supplement these initial disclosures  
4  
5 but did produce 881 pages of documents in discovery.  
6

7           4.       Attached as Exhibit B is a true and correct copy of Exhibit A to Hoang's Pretrial  
8  
9 Statement.  
10

11           5.       Attached as Exhibit C are true and correct copies of documents Hoang identified  
12  
13 in her Pretrial Statement but not previously produced in discovery. Each document is labeled by  
14  
15 the exhibit number that Hoang assigned in her Pretrial Statement.  
16

17           5.       Hoang's Pretrial Statement identifies various IMDb.com profiles of third parties  
18  
19 unrelated to this litigation. While the identities of 19 of the entertainment professionals featured  
20  
21 in the profiles were disclosed during discovery, 27 of them were never disclosed. Hoang never  
22  
23 disclosed her intent to use these profiles before listing them in her Pretrial Statement.  
24

25           5.       When counsel met and conferred on February 28, 2013, counsel discussed why  
26  
27 Hoang did not produce documents that pre-dated the close of discovery or contained information  
28  
29 that she could have provided during the discovery period. Counsel for Hoang provided no  
30  
31 explanation for the late disclosure of documents except that counsel received documents from  
32  
33 their client "late in the game."  
34

35           6.       Attached as Exhibit D is a true and correct copy of excerpts of the August 7, 2012  
36  
37 deposition transcript of Joe Kolkowitz.  
38

39           I declare under penalty of perjury under the laws of the United States that the foregoing is  
40  
41 true and correct.  
42  
43  
44

45 DATED: March 4, 2013

s/ Ashley A. Locke  
Ashley Locke

46  
47  
48  
49  
50  
51  
  
DECLARATION OF ASHLEY LOCKE  
(No. 2:11-CV-01709) – 2

**CERTIFICATE OF SERVICE**

I certify that on March 4, 2013, I electronically filed the foregoing **DECLARATION OF ASHLEY LOCKE IN SUPPORT OF DEFENDANTS' MOTIONS IN LIMINE** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following attorneys of record

**Derek Alan Newman**  
**Keith Scully**  
**Charlotte Williams**  
Newman Du Wors LLP  
1201 Third Avenue, Ste 1600  
Seattle, WA 98

\_\_\_\_ Via hand delivery  
\_\_\_\_ Via U.S. Mail, 1st Class, Postage Prepaid  
\_\_\_\_ Via Overnight Delivery  
\_\_\_\_ Via Facsimile  
\_\_\_\_ Via Email  
X Via ECF \_\_\_\_\_

I certify under penalty of perjury that the foregoing is true and correct.

DATED this 4th day of March, 2012.

s/ Ashley Locke  
Harry H. Schneider, Jr. #9404  
Breena M. Roos #34501  
Ashley A. Locke #40521  
**Perkins Coie LLP**  
1201 Third Avenue, Suite 4900  
Seattle, WA 98101-3099  
Telephone: 206.359.8000  
Facsimile: 206.359.9000  
Email: HSchneider@perkinscoie.com  
BRoos@perkinscoie.com  
ALocke@perkinscoie.com

Attorneys for Defendants Amazon.com, Inc.  
and IMDb.com, Inc.

**DECLARATION OF ASHLEY LOCKE**  
(No. 2:11-CV-01709) – 3